

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

**ADAM FERRARI,**

**Plaintiff,**

**v.**

**WILLIAM FRANCIS,**

**Defendant.**

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**No. 3:23-cv-455-S**

**DEFENDANT'S DESIGNATION OF EXPERTS**

Defendant William Francis makes the following designation of experts in accordance with the Scheduling Order entered in this case and Fed. R. Civ. P. 26(a)(2).

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

Pursuant to Fed. R. Civ. P. 5(d)(1)(B), as amended, no certificate of service is necessary, because this document is being filed with the Court's electronic-filing system.

/s/ Cortney C. Thomas  
Cortney C. Thomas

**DEFENDANT'S DESIGNATION OF EXPERTS**

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Mr. Marc Fagel will provide testimony regarding Adam Ferrari's concealed role and control over Phoenix Capital Group, its impact on investor disclosures, and the potential implications of that conduct under securities laws and regulations, as detailed in the attached report. Mr. Fagel may also provide testimony, if necessary, in rebuttal to any opinions offered by any expert retained by Defendants. Mr. Fagel's report and CV are being produced to all counsel of record with this designation. Mr. Fagel reserves the right to amend or revise his opinions based on discovery provided in this litigation.